



SHELBY COUNTY BOARD OF COMMISSIONERS

COMMITTEE AGENDAS

Wednesday, February 18, 2009

02/13/2009 3:00 PM

[NOTE: All Committee meetings will be held at the Shelby County Administration Building, 160 N. Main Street, 4th floor conference room unless otherwise noted]

Wednesday, February 18, 2009

8:30 a.m. Committee # 1 - BUDGET AND FINANCE
 8:45 a.m. Committee # 2 - PUBLIC WORKS
 9:05 a.m. Committee # 3 - HOSPITALS AND HEALTH
 9:15 a.m. Committee # 4 - LAW ENFORCEMENT, FIRE, CORRECTIONS & COURTS
 9:20 a.m. Committee # 5 - LAND USE, PLANNING, TRANSPORTATION & CODES
 9:50 a.m. Committee # 7 - ECONOMIC DEVELOPMENT AND TOURISM
 10:20 a.m. Committee # 9 - CONSERVATION
 10:25 a.m. Committee # 12 - LEGISLATIVE
 11:10 a.m. Committee # 14 - DELINQUENT TAX PROPERTY

 11:30 a.m. LUNCH

 12:30 p.m. Committee # 10 - GENERAL GOVERNMENT

8:30 a.m. Committee # 1 - BUDGET AND FINANCE

1. [Resolution to amend the compensation policy adopted by Resolution #32 on July 21, 2008, to authorize a one time stipend of one percent of the base salary for eligible employees to be paid on or about January 31, 2009, and to authorize the mayor to amend the FY 2009 budget as necessary to provide these payments. The cost will be approximately \\$3.5 million in total and \\$2.4 million to the general fund. Sponsored by Chairman Deidre Malone. \(DEFERRED FROM 12/22/08; REQUEST TO WITHDRAW FROM ADMINISTRATION\)](#)

8:45 a.m. Committee # 2 - PUBLIC WORKS

1. [Resolution approving a Temporary Access Agreement with Security Signals, Inc., allowing its access to certain areas of the rights-of-way of Big Orange Road and Cordova Park Road for environmental investigation and/or remediation work and authorizing the Shelby County Mayor to execute the Temporary Access Agreement. Sponsored by Commissioner Wyatt Bunker.](#)

2. [Resolution approving Work Order under master agreement with CS3, Inc. for the provision of energy and maintenance services at the Shelby County Criminal Justice Center; and this item requires expenditure of County CIP funds in the amount of \\$499,510.00 from the FY 2008-2009 Budget for CIP number 101505, Criminal Justice Center. Sponsored by Commissioner Wyatt Bunker.](#)

3. [A resolution to approve a Safe Routes to School Grant agreement in the amount of \\$249,583.00 with the Tennessee Department of Transportation for walkways at the Highland Oaks Elementary School. Sponsored by Commissioner Wyatt Bunker.](#)

4. [Resolution approving an amendment to the lease agreement with Petty Real Estate, Inc., as approved by the Board of Commissioners of the Memphis and Shelby County Port Commission on January 22, 2009. Sponsored by Commissioner Wyatt Bunker.](#)

9:05 a.m. Committee # 3 - HOSPITALS & HEALTH

1. [A Resolution approving an amendment to the operating budget of the Air Pollution 105 Grant Program in the amount of \\$90,500 and this item requires the expenditure of Federal grant funds in the amount of \\$90,500. Resolution sponsored by Commissioner Joyce Avery.](#)

2. [A resolution approving an amendment to the FY2008-2009 operating budget of the Healthy Start Initiative Grant Program in the amount of \\$249,713.00 and an amendment to the FY2008-2009 position control budget and this item requires the expenditure of Federal Grant funds in the amount of \\$249,713.00. Resolution sponsored by Commissioner Joyce Avery.](#)

9:15 a.m. Committee # 4 - LAW ENFORCEMENT, FIRE, CORRECTIONS & COURTS

1. [ORDINANCE - FIRST READING - An Ordinance by the Shelby County Board of Commissioners amending the Shelby County Fire Code, as adopted by the Shelby County Board of Commissioners in Ordinance # 251 on September 10, 2001, so as to make certain changes as hereinafter set out and establish an effective date therefore. Ordinance sponsored by Commissioner Chism.](#)

9:20 a.m. Committee # 5 - LAND USE, PLANNING, TRANSPORTATION & CODES

1. [Resolution to approve various subdivision contracts, plats, extensions, etc. as recommended by the County Engineer. a\) Resolution to approve the plat for Daseler Subdivision \(S08-019 CC\) and authorize the recording of the plat. Sponsored by Commissioner Mike Ritz b\) Resolution to approve the plat for Joshua Jones Subdivision \(S 08-010 CO\) and authorize the recording of the plat. Sponsored by Commissioner Mike Ritz](#)

2. [CASE NO. P.D. 08-331 CC](#)

APPLICANT: Turley, L.P. (LTD)/Edward Rose Properties, Inc.

LOCATION: East side of Forest Hill-Irene Road; +/-597 feet north of East Shelby Drive

REQUEST: Planned development amendment to allow 432 multi-family residential apartments and 140 independent living apartment units.

RECOMMENDATIONS:

Memphis and Shelby County Office of Planning and Development:
APPROVAL WITH CONDITIONS

Memphis and Shelby County Land Use Control Board:
APPROVAL WITH CONDITIONS

(Notice of public hearing published in the Daily News on Friday, February 13, 2009.)

3. [CASE NO. P.D. 08-332 CC](#)

APPLICANT: PEMEX Inc. (Haitham Alyousef)

LOCATION: Northwest corner of Lowrance Road and Stansell Court

REQUEST: Amend Parcel 11 to permit a religious institution with day care, meeting space, lighted recreation fields and a tower.

RECOMMENDATIONS:

Memphis and Shelby County Office of Planning and Development:
APPROVAL WITH CONDITIONS

Memphis and Shelby County Land Use Control Board:
APPROVAL WITH CONDITIONS

(Notice of public hearing published in the Daily News on Friday, February 13, 2009.)

4. [CASE NO. P.D. 08-333 CC](#)

APPLICANT: Dancy Investment

LOCATION: Southwest corner of Dexter Road and Appling Road

REQUEST: Planned development amendment to allow a commercial-indoor amusement facility for ice hockey in Area 'C' of the Outline Plan

RECOMMENDATIONS:

Memphis and Shelby County Office of Planning and Development:
APPROVAL WITH CONDITIONS

Memphis and Shelby County Land Use Control Board:
APPROVAL WITH CONDITIONS

(Notice of public hearing published in the Daily News on Friday, February 13, 2009.)

9:50 a.m. Committee # 7 - ECONOMIC DEVELOPMENT & TOURISM

1. [A resolution by the Board of Commissioners of Shelby County, Tennessee approving policy and program changes to the Industrial Development Board of the City of Memphis and County of Shelby's Payment In Lieu Of Tax \(PILOT\) Program and authorizing any necessary amendments to its corporate charter. Sponsored by Commissioner James Harvey.](#)
2. DISCUSSION - Energy Smart Memphis Campaign.

10:20 a.m. Committee # 9 - CONSERVATION

1. [Resolution approving the lease of 710 acres of Chickasaw Basin Authority property, located within the City Of Millington, to Sneed Farms, Inc. for agricultural and pasturage operations for annual rental in the amount of \\$75,000.00 and authorizing the Shelby County Mayor to execute the Agricultural Lease Agreement. Sponsored by Commissioner Wyatt Bunker. \(DEFERRED FROM 2/9/09\)](#)

10:25 a.m. Committee # 12 - LEGISLATIVE

1. [Resolution of the Board of County Commissioners of Shelby County, Tennessee, endorsing conversion to optiscan voting technology; requesting the Tennessee General Assembly support legislation amending the Tennessee Voter Confidence Act of 2007 relative to election procedures and equipment or, in the alternative, that the State Division of Elections promulgate appropriate regulations or show proper flexibility in its enforcement of state requirements. Sponsored by Commissioner Steve Mulroy. \(DEFERRED FROM 2/9/09\)](#)
2. [Resolution by the Board of Commissioners of Shelby County, Tennessee, requesting the members of the Tennessee General Assembly support legislation amending Tennessee Code Annotated, Title 8, Chapter 44, relative to the Open Meetings requirement for civil service merit boards. Sponsored by Commissioner Joe Ford.](#)
3. [Resolution by the Board of Commissioners of Shelby County, Tennessee approving proposed legislation and requesting the members of the Tennessee General Assembly support legislation amending Tennessee Code Annotated, Title 40, Chapter 35, relative to enhanced sentencing for repeat felony and misdemeanor offenders. Sponsored by Commissioner Mike Ritz.](#)
4. [Resolution requesting the Shelby County Delegation and Tennessee General Assembly support legislation amending Tennessee Code Annotated Title 39 and Title 40, Chapter 6, relative to the illegal possession of firearms, commission of crimes with the use of firearms and the offenders who commit such crimes. Sponsored by Commissioner Steve Mulroy.](#)
5. [Resolution requesting the Shelby County Delegation and Tennessee General Assembly support legislation entitled the Endangered Missing Senior Alert Act and amending Title 38, Chapter 6, Part 1 of the Tennessee Code Annotated. Sponsored by Commissioner Mike Carpenter.](#)

11:10 a.m. Committee # 14 - DELINQUENT TAX PROPERTY

1. [Resolution approving a sale price reduction on the county's sale of one Delinquent Tax Parcel, acquired from Shelby County Trustee Tax Sale No. 0203 and sold to Trustees New Life Church Of Memphis Pursuant to T.C.A. §67-5-2507, and authorizing the Shelby County Mayor to execute all documents necessary to affect this sale price reduction and to refund Trustees New Life Church Of Memphis \\$10,000.00 of the purchase price paid for said property; and amending the FY 08-09 budget. Sponsored by Commissioner Sidney Chism.](#)

2. [Resolution rescinding the sale of one county owned delinquent tax parcel, acquired from Shelby County Trustee Tax Sale No. 0203 and sold to Family Farmer's Cooperative, International, pursuant to T.C.A. 67-5-2507, and authorizing the Shelby County Mayor to execute all documents necessary to refund the sale price to Family Farmer's Cooperative, International the purchase price of \\$10,000.00 paid for said property; and amending the FY08-09 Budget. Sponsored by Commissioner Henri Brooks.](#)

12:30 p.m. - Committee # 10 - GENERAL GOVERNMENT

1. [Resolution approving the County Mayor's nomination of Berlin F. Boyd for appointment to the Shelby County Health, Education and Housing Facility Board. Sponsored by Commissioner Joe Ford.](#)
2. [Resolution approving the County Mayor's nomination for the appointment of Davida Cruthird to the Memphis and Shelby County Industrial Development Board. Sponsored by Commissioner Joe Ford.](#)
3. [Resolution approving the County Mayor's nomination of Al Bright, Jr. for reappointment to the Memphis and Shelby County Community Redevelopment Agency. Sponsored by Commissioner Joe Ford.](#)
4. [Resolution receiving and filing the oath of office for the Honorable Lee Wilson for the position of Shelby County General Sessions Criminal Court Judge for Division 10. Sponsored by Commissioner Joe Ford.](#)
5. DISCUSSION - Interviews for County Commission District 4, Position 3 vacancy.